

NOTICE OF DETERMINATION

To: County Clerk, Dean Logan **From:** South Coast Air Quality Management District
County of Los Angeles
12400 E. Imperial Hwy, Room 2001 21865 Copley Drive
Norwalk, California 90650 Diamond Bar, California 91765

SUBJECT: *FILING OF NOTICE OF DETERMINATION IN COMPLIANCE WITH PUBLIC RESOURCES CODE SECTION 21152*

Project Title: Final Environmental Impact Report for the Phillips 66 Ultra Low Sulfur Diesel Project

SCH Number: 2004011095 **Date Certified:** April 3, 2020

Contact Person: Michael Krause **Telephone Number:** (909) 396-2706

Project Location: 1660 West Anaheim Street, Wilmington, CA 90744, Los Angeles County

Project Description: The Phillips 66 Los Angeles Refinery first proposed refinery modifications to produce Ultra Low Sulfur Diesel (ULSD) in 2004 to comply with state and South Coast AQMD requirements and, pursuant to CEQA, the South Coast Air Quality Management District (South Coast AQMD) prepared CEQA documents for the proposed modifications. The Final EIR has been prepared for the Project because a decision by the California Supreme Court found certain deficiencies in the previously prepared CEQA documents for the Phillips 66 ULSD Project. Specifically, the court invalidated the baseline used in the previous air quality impact analysis. Therefore, the Court directed the South Coast AQMD to prepare an EIR for the ULSD Project that focuses on the air quality setting and operational air quality impacts associated with the ULSD Project.

This is to advise that the *South Coast AQMD* has approved the above-described project and has made the following determinations:

1. The South Coast AQMD, as lead agency, determined that the above-described project will result in no adverse significant impacts on the environment.
2. The South Coast AQMD has caused to be prepared and participated in the preparation of the March 2020 Final EIR.
2. The Final EIR was prepared for this project pursuant to the provisions of CEQA.
3. One mitigation measure was made a condition of approval of the project.
4. The terms of the mitigation measure to monitor and report fuel usage for five boilers and one turbine for five years (2015 – 2019) have passed but the data has been provided that supports the analysis and conclusions in the Final EIR.
5. A Statement of Overriding Considerations was not adopted for this project because the potential environmental impacts were not significant.
6. Findings were not made pursuant to the provisions of CEQA because the potential environmental impacts were not significant, and thus a mitigation monitoring or reporting program is not required to be adopted in accordance with CEQA Guidelines §15097(a).
7. The South Coast AQMD Executive Officer has reviewed and considered the March 2020 Final EIR and supporting documentation prior to making a decision on the project.

This is to certify that the March 2020 Final EIR, supporting documentation, and record of project approval may be examined at: South Coast AQMD Headquarters, 21865 Copley Drive, Diamond Bar, CA 91765.

Date Received for Filing

Signature: _____
Wayne Nastri
Executive Officer